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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: **Kenji WATANABE et al.**

Art Unit: **2881**

Application Number: **10/543,151**

Examiner: **Kiet T. Nguyen**

Filed: **April 18, 2006**

Confirmation Number: **2634**

For: **MAPPING-PROJECTION-TYPE ELECTRON BEAM APPARATUS  
FOR INSPECTING SAMPLE BY USING ELECTRONS EMITTED  
FROM THE SAMPLE**

Attorney Docket Number: **052886**

Customer Number: **38834**

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

August 1, 2008

Sir:

This paper is submitted in response to the Office Action dated July 1, 2008.

In the Office Action, restriction is required between Group I (Claims 1-5 and 11) and Group II (Claims 6-10 and 12-15).

Applicants hereby elect the subject matter of Group II (Claims 6-10 and 12-15) for prosecution in this application. This election is made without traverse, and it is understood that Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.


Application No.: 10/543,151  
Art Unit: 2881

Response to Restriction Requirement  
Attorney Docket No.: 052886

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

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